

District Judge Tana Lin

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MAUREEN ACHIENG ASIMBA,

Plaintiff,

v.

ALEJANDRO MAYORKAS, *et al.*,

Defendants.

Case No. 2:24-cv-01216-TL

STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND
[~~PROPOSED~~] ORDER

Noted for Consideration:
October 25, 2024

Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until April 18, 2025. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate her asylum application. Defendants’ response to the Complaint is currently due on November 18, 2024. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until April 18, 2025.

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1 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
2 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to
3 control the disposition of the causes on its docket with economy of time and effort for itself, for
4 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
5 P. 1.

6 With additional time, this case may be resolved without the need of further judicial
7 intervention. USCIS has scheduled Plaintiff’s asylum interview for December 19, 2024. USCIS
8 agrees to diligently work towards completing the adjudication within 120 days of the interview,
9 absent unforeseen or exceptional circumstances that would require additional time for
10 adjudication. If the adjudication is not completed within that time, USCIS will provide a status
11 report to the Court. Plaintiff will submit all supplemental documents and evidence, if any, to
12 USCIS seven to ten days prior to the interview date. Plaintiff recognizes that failure to submit
13 documents prior to the interview may require the interview to be rescheduled and the adjudication
14 delayed. If needed, Plaintiff will bring an interpreter to the interview, otherwise the interview will
15 need to be rescheduled and the adjudication delayed. Once the application is adjudicated, Plaintiff
16 will dismiss the case with each party to bear their own litigation costs and attorneys’ fees.
17 Accordingly, the parties request this abeyance to allow USCIS to conduct Plaintiff’s asylum
18 interview and then process her asylum application.

19 As additional time is necessary for this to occur, the parties request that the Court hold the
20 case in abeyance until April 18, 2025. The parties will submit a status update on or before April
21 18, 2025.

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DATED this 25th day of October, 2024.

Respectfully submitted,

TESSA M. GORMAN
United States Attorney

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ASSOCIATES, P.S.

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Attorney for Plaintiff

Attorneys for Defendants

*I certify that this memorandum contains 391
words, in compliance with the Local Civil Rules.*

[PROPOSED] ORDER

The case is held in abeyance until April 18, 2025. The parties shall submit a status
update on or before April 18, 2025. It is so **ORDERED**.

DATED this 25th day of October, 2024.



TANA LIN
United States District Judge